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DOCKET NO. 48791

**APPLICATION OF PENDLETON §
HARBOR WATER SUPPLY §
CORPORATION AND G-M WATER §
SUPPLY CORPORATION FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN SABINE COUNTY §**

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PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

COMMISSION STAFF'S REQUEST FOR CLARIFICATION OF ORDER NO. 13

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Request for Clarification of Order No. 13 and would show the following:

I. BACKGROUND

On October 17, 2018, G-M Water Supply Corporation (G-M WSC) and Pendleton Harbor Water Supply Corporation (Pendleton Harbor) (collectively, Applicants) filed an application for Sale, Transfer, or Merger of facilities and certificate rights in Sabine County, Texas, pursuant to Texas Water Code (TWC) § 13.301 and 16 Texas Administrative Code (TAC) § 24.239. Specifically, G-M seeks to acquire all of Pendleton Harbor's facilities and service area under water Certificate of Convenience and Necessity (CCN) No. 10737. In addition to the service area acquired from Pendleton Harbor, G-M seeks to add approximately 306 acres of uncertificated area to its water CCN No. 11393. The total requested area includes approximately 1,024 acres and 234 connections.

On September 11, 2019, Staff and Applicants filed an Amended Joint Motion to Admit Evidence and Proposed Order Approving Sale/Transfer to Proceed. On the same date, Staff filed an Amended Final Recommendation. Order No. 13, issued September 25, 2019, directed Staff to file a supplemental TWC § 13.246(c) analysis of the approximately 306 acres of uncertificated area G-M WSC has requested to add to its service area, along with a supplemental motion to admit evidence, by October 16, 2019. Order No. 14, issued October 18, 2019, extended Staff's deadline to November 18, 2019.

II. REQUEST FOR CLARIFICATION

Order No. 13 directs Staff to file a supplemental TWC § 13.246(c) analysis and a supplemental motion to admit evidence, but it does not expressly require Staff to file an amended proposed order. Therefore, Staff respectfully requests clarification regarding whether the filing due on November 18, 2019, should include an amended proposed order approving the transaction to proceed. If the answer is yes, Staff seeks further clarification as to whether the proposed order must be jointly proposed by Staff and Applicants.

III. CONCLUSION

Staff respectfully requests clarification regarding the contents of the filing required by Order No. 13.


Dated: November 12, 2019

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on November 12, 2019 in accordance with 16 Texas Administrative Code § 22.74.

Eleanor D'Ambrosio
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